

## **PUBLIC HEARINGS:**

Public hearings were held on the following:

1. An ordinance to amend the official zoning map for Abbeville County, South Carolina on a 7 acre tract of land located on Highway 201 and identified by tax map numbers 082-00-00-083 and 101 and Tracts B&D from Forest Agriculture (FA) to Light Industrial (LI) and General Residential (GR).
2. An ordinance to provide for minimum procedures and an appeal process for naming and renaming roads in Abbeville County, South Carolina, to include private roads, where emergency responders will access in the event of calls for assistance and to repeal ordinance number 97-13.
3. An ordinance to amend Section 804 of the Abbeville County Zoning Ordinance by creating section 804.4—Temporary Housing.
4. A resolution authorizing the County Director to lease a portion of land located off Industrial Park Road just outside the Town of Calhoun Falls to West Carolina Communications.

The public made no comments.

## **ABBEVILLE COUNTY COUNCIL REGULAR MEETING APRIL 12, 2004 MINUTES**

**PRESENT:** Chairman Thomas, Vice Chairman Brown, Councilman Calhoun, Councilman Forrester, Councilman Gunnells, Councilman Walker and Councilman Norris

**ABSENT:** None

### **CALL TO ORDER:**

Chairman Thomas called the meeting to order at 7:30 p.m.

### **PLEDGE OF ALLEGIANCE:**

Boy Scout member Ballenger of Troop 62 led the audience in the Pledge of Allegiance

### **INVOCATION:**

Boy Scout member Bush of Troop 62 gave the invocation.

Chairman Thomas thanked the troop for attending the meeting and expressing an interest in County Government.

#### **FREEDOM OF INFORMATION ACT:**

Chairman Thomas then stated for the record that both the Press and Banner and the Index Journal were notified of the meeting and that the meeting was posted on County Buildings as required by the Freedom of Information Act.

#### **APPROVAL OF MINUTES:**

Councilman Gunnells then made a motion to approve the minutes of the March 22, 2004, regular council meeting. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

Councilman Norris then made a motion to approve the minutes of the March 29, 2004, Council workshop on the Budget. Councilman Calhoun seconded the motion. The motion carried 6-0-1 with Vice Chairman Brown abstaining.

#### **PUBLIC COMMENT:**

Several residents were in attendance to express their concern on a rezoning request off Olin Smith Road. Among them were Mr. and Mrs. Fred Miller, Samuel Bell, Brenda Myers, Vivian Macon, Martha Frazier, Ann Rice, Sandra Draft, Joseph Reynolds and Carol Hicks. Most expressed concern with the issue, and asked that additional information be provided to them.

Mr. Jim Irwin also spoke during public comment. He raised concern about the clearing and grading costs of the proposed hospital project, and the lack of a response by County Council to questions previously rose.

#### **PRESENTATIONS:**

None

#### **OLD BUSINESS:**

- a. The first item on the agenda was final reading of an ordinance regarding the issuance of Revenue Bonds for Abbeville County Memorial Hospital. Councilman Walker made a motion to amend the ordinance to so designate the property that was to be deeded to Abbeville County, to insert Section 13 of the Ordinance and to clarify some other provisions contained in the ordinance. Councilman Norris seconded the motion. The motion carried 7-0-0. Councilman Norris then made a motion to approve final reading of the ordinance as amended. Vice-Chairman Brown seconded it. Councilman Gunnells then asked several questions to the

County Attorney. He asked the County Attorney to explain the several issues he had researched. County Attorney Roper explained that his research concluded that the taxpayers of Abbeville County incur no liability from the issuance of this revenue bond. He further explained the provisions contained in Section 13 regarding when the property will be deeded to Abbeville County. That will occur no later than six (6) months following the issuance of a license by DHEC to operate the new hospital facility. There being no further discussion the Chairman called for the vote. The motion carried 6-1-0 with Councilman Forrester voting in opposition.

- b. The second item on the agenda was third reading of an ordinance to amend the official zoning maps for Abbeville County, South Carolina, for a 7 acre tract of land located on Highway 201 and identified by tax map numbers 082-00-00-083 and 101 and Tracts B&D from Forest Agriculture (FA) to Light Industrial (LI) and General Residential (GR). Councilman Norris made a motion to approve third reading. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- c. The third item on the agenda was third reading of an ordinance to provide for minimum procedures and appeal processes for naming and renaming of roads in Abbeville County, to include private roads, where emergency responders will access in the event of calls for assistance and to repeal Ordinance Number 97-13. Vice-Chairman Brown made a motion to approve third reading of the ordinance. Councilman Gunnells seconded the motion. The motion carried 7-0-0.
- d. The fourth item on the agenda was third reading of an ordinance to amend Section 804 of the Abbeville County Zoning Ordinance so as to add Section 804.4—Temporary housing. Councilman Gunnells made a motion to pull this item off the table. Councilman Norris seconded it. The motion carried 7-0-0. At this point the councilmen asked the County Attorney questions about recreational vehicles. He explained that based on his research into the International Building Codes that a recreational vehicle could not be used as a dwelling unit. He did, however, state that something might be able to be done to address time lines for their usage. At this point Councilman Gunnells and Councilman Norris withdrew their motions. Councilman Walker made a motion to table the request and send it back to the County Attorney for further research. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

## **NEW BUSINESS**

- a. The first item on the agenda was first reading of an ordinance to amend the official zoning maps for Abbeville County, South Carolina, for the parcel of land located on Highway 201 and identified by tax map numbers 082-00-00-031 and 082-00-00-082 and Tract C from Forest/Agriculture (FA) to Light Industrial (LI). Councilman Gunnells

made a motion to approve first reading. Councilman Forrester seconded the motion. The motion carried 7-0-0.

- b. The second item on the agenda was first reading of an ordinance to amend the official zoning maps for Abbeville County, South Carolina, for the parcel of land located at 367 Olin Smith Road and identified by tax map number 035-00-00-124 from Forest/Agriculture (FA) to General Residential (GR). Councilman Norris made a motion to approve first reading. Councilman Walker seconded the motion. The motion carried 7-0-0. Both Chairman Thomas and Councilman Gunnells stated for the record that a meeting needed to be held with the many people who showed up in opposition to this request. They instructed staff to schedule it as soon as possible.
- c. The third item on the agenda was first reading of an ordinance to amend the official zoning maps for Abbeville County, South Carolina, for the parcel of land located at 597 Pecan Road and identified by tax map numbers 108-00-00-116-117 from R-8 (One-Family Residential) to General Residential (GR). Prior to any discussion Councilman Norris recused himself from any discussion or voting on this topic due to a potential conflict of interest. Councilman Gunnells made a motion to approve the request. Councilman Forrester seconded the motion. The motion carried 6-0-1 with Councilman Norris abstaining.
- d. The fourth item on the agenda was a resolution authorizing a lane off Brock Road to be named Trinity Springs Lane as requested by the applicant—Frank Wardlaw. A motion was made by Councilman Norris to approve the resolution. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- e. The fifth item on the agenda was a proclamation recognizing the week of April 11 thru April 17, 2004, as National Telecommunications Week. Councilman Walker made a motion to approve the proclamation. Councilman Gunnells seconded the motion. The motion carried 7-0-0.
- f. The sixth item on the agenda was first reading of an ordinance amending the Abbeville County Budget FY 03-04 by increasing the revenues for 405-370-37900-37910 (Miscellaneous Revenues Prior Year) by \$31,250 and appropriating same to 405-526-46515-33000 (Professional Services) for the Abbeville County Development Board. Councilman Walker made a motion to approve first reading of the ordinance. Councilman Calhoun seconded the motion. The motion carried 7-0-0.
- g. The final item on the agenda under new business was first reading of an ordinance authorizing the expenditure of \$20,000 to match a Rural Infrastructure Fund (RIF) grant from 236-557-46520-70000 (Capital Projects) in the Infrastructure Development Millage Special Revenue Fund. Councilman Gunnells made a motion to approve first reading. Councilman Walker seconded the motion. The motion carried 7-0-0.

## **DIRECTOR'S REPORT**

The County Director gave an update on the following topics:

- a. Update on High Speed Internet/Telephone System
- b. Update on Budget and Budget Workshop—tentative schedule
- c. RIF Grant
- d. Update on 9-1-1 System
- e. Audit Findings—request for corrective action plans
- f. EMS Commission request for ambulances
- g. Planning and Industrial Development Committee to meet on LDRs on April 13, 2004, at 7:00

## **COMMITTEE REPORTS**

- a. Finance Committee—Claude Thomas, Billy Norris and Larry Walker. No report provided
- b. Personnel and Administration—Ray Gunnells, Scott Brown and Claude Thomas. No report from this committee, but Councilman Gunnells wanted it noted that the Keowee Fire station had received the new truck.
- c. Public Works—Larry Walker, Ray Gunnells and David Forrester. Councilman Walker gave no report, but announced that a public works committee meeting would be held on April 19, 2004, at 4:00 in the County Director's office.
- d. Intergovernmental Relations—Billy Norris, Claude Thomas and John Calhoun. Councilman Norris as Chairman of this committee made a motion to appoint Thomas F. Suttles from District 7 to the Development Board. Since it came out of the committee a second was not required. The motion carried 7-0-0. Councilman Norris as Chairman of this Committee made a motion to appoint Michael Johnson from District 2 to the Board of Zoning Appeals. Since it came out of the committee a second was not required. The motion carried 7-0-0. Councilman Norris as Chairman of this committee recommended that Horace Brownlee, Jr. from District 2 be appointed to the Development Board. Since it came out of the committee a second was not required. The motion carried 7-0-0. Councilman Norris as Chairman of the Committee recommended that the council recommend to the Legislative Delegation that all current members of the Board of Voter Registration be reappointed. Since it came out of the committee a second is not required. The motion carried 7-0-0.

- e. Planning and Industrial Development—Scott Brown, John Calhoun and Larry Walker. No report was given.
- f. Education, Recreation, Health and Welfare—John Calhoun, Ray Gunnells and David Forrester. No report was given.
- g. Public Safety—David Forrester, Scott Brown and Billy Norris. No report was given.

#### **EXECUTIVE SESSION:**

A motion was made by Councilman Norris to go into executive session to discuss personnel, contractual and/or legal matters. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

The Chairman reconvened the meeting, and announced that no action was necessary from Executive Session.

#### **ADJOURNMENT:**

There being no further items of discussion Councilman Walker made a motion to Adjourn. Councilman Calhoun seconded the motion. The motion carried 7-0-0.

STATE OF SOUTH CAROLINA )  
COUNTY OF ABBEVILLE )

*Held public hearing  
rewritten as Ordinance  
at later date.*

**A RESOLUTION**

**A RESOLUTION AUTHORIZING THE COUNTY DIRECTOR TO ENTER INTO A LEASE AGREEMENT WITH WEST CAROLINA TELEPHONE COMPANY FOR A PLOT OF LAND 25' x 25' TO BEGIN 50' FROM THE CENTER LINE OF H.L. CARLISLE ROAD. SAID PLOT IS 1358'+ NORTH-WEST OF THE JUNCTION OF S.C. 72 AND H.L. CARLISLE ROAD ALONG THE NORTHERN EDGE OF H.L. CARLISLE ROAD.**

WHEREAS, Abbeville County is the owner of a 25' X 25' piece of property located off H.L. Carlisle Road near Calhoun Falls; and,

WHEREAS, said property is currently vacant; and,

WHEREAS, West Carolina Telephone Cooperative has requested to lease said property for a specified amount for a specific period of time; and,

WHEREAS, it is in the best interest of the citizens of Abbeville County to lease said property for the installation of telephone facilities; and,

WHEREAS, the required public hearing on this matter was held on April 12, 2004.

**NOW, THEREFORE, BE IT RESOLVED IN COUNCIL DULY ASSEMBLED** that the County Director is hereby authorized to enter into a lease agreement with West Carolina Telephone for a 25' X 25' piece of property located off H.L. Carlisle Road near Calhoun Falls for the terms and conditions specified in the attached lease agreement.

Done this 12th day of April 2004.

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Claude Thomas, Chairman

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Carol Chrisley, Clerk to Council